

NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION
FOR THE
MEN'S NECKWEAR INDUSTRY

AS APPROVED ON MARCH 16, 1935



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Approved Code No. 363—Amendment No. 6

AMENDMENT TO CODE OF FAIR COMPETITION
FOR THE
MEN'S NECKWEAR INDUSTRY

As Approved on March 16, 1935

ORDER

APPROVING AMENDMENT OF CODE OF FAIR COMPETITION FOR THE
MEN'S NECKWEAR INDUSTRY

An application having been duly made pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, for approval of an amendment to a Code of Fair Competition for the Men's Neckwear Industry, and a notice of opportunity to be heard being issued simultaneously with this recommendation, and the annexed report on said amendment, containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United States, the National Industrial Recovery Board, pursuant to authority vested in it by Executive Orders of the President, including Executive Order No. 6859, and otherwise, does hereby incorporate, by reference, said annexed report and does find that said amendment and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policy and purposes of said Title of said Act, and does hereby order that said amendment be and it is hereby approved, and that the previous approval of said Code is hereby modified to include an approval of said Code in its entirety as amended, such approval and such amendment to take effect twenty (20) days from the date hereof, unless good cause to the contrary is shown to the National Industrial Recovery Board before that time and the National Industrial Recovery Board issues a subsequent order to that effect.

NATIONAL INDUSTRIAL RECOVERY BOARD,
By W. A. HARRIMAN, *Administrative Officer.*

Approval recommended:

PRENTISS L. COONLEY,
Division Administrator.

WASHINGTON, D. C.,
March 16, 1935.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: This is a report on an amendment to the Code of Fair Competition for the Men's Neckwear Industry.

Article V was amended by deleting paragraph A of Section 1, and all of Section 2 and substituting a new paragraph and a new section therefor, providing for the election of alternates for members of the Code Authority.

An opportunity to be heard will be afforded all interested parties and all objections will be carefully considered by the National Industrial Recovery Board. The National Industrial Recovery Board has carefully considered the reports of the Industrial Advisory Board, Labor Advisory Board, Consumers' Advisory Board, Research and Planning Division and the Legal Division of the National Recovery Administration, which were made on this amendment.

The Deputy Administrator in his final report to the National Industrial Recovery Board on said amendment to said Code, having found as herein set forth and on the basis of all the proceedings in this matter:

It finds that:

(a) The amendment to said Code and the Code, as amended, are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act, including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the general welfare by promoting the organization of Industry for the purpose of cooperative action of labor and management under adequate governmental sanction and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of Industries, by avoiding undue restriction of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increasing purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) The Code, as amended, complies in all respects with the pertinent provisions of said Title of said Act, including without limitation Sub-section (a) of Section 3, Sub-section (a) of Section 7 and Sub-section (b) of Section 10 thereof.

(c) The Code empowers the Code Authority to present the aforesaid amendment on behalf of the Industry, as a whole.

(d) The amendment and the Code, as amended, are not designed to and will not permit monopolies or monopolistic practices.

(e) The amendment and the Code, as amended, are not designed to and will not eliminate or oppress small industries and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to effective date of said amendment.

For the above reasons, this amendment has been approved.

For the National Industriay Recovery Board:

W. A. HARRIMAN,
Administrative Officer.

MARCH 16, 1935.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE MEN'S NECKWEAR INDUSTRY

Amend Article V by deleting Paragraph "A" of Section 1 and substituting therefore the following:

A. Nine (9) representatives of the Industry and nine (9) alternates, or such other number of principals and alternates as may be approved from time to time by the National Industrial Recovery Board, to be selected as hereinafter provided.

Amend Article V by deleting Section 2 and substituting in lieu thereof the following:

2. The Industry Members and alternates shall be selected as follows:

Four (4) of the members, and four (4) alternates, representing the Industry shall be selected by the Men's Neckwear Manufacturers of New York City from among members of the Industry located in New York City; and five (5) members, and five (5) alternates, shall be selected by members of the Industry located outside of the City of New York. The nine (9) members of the Industry and nine (9) alternates so selected, and the method of their selection, shall be certified to the National Industrial Recovery Board by the Men's Neckwear Institute of America, Inc., as members of the Code Authority. In the absence of any member, the alternate shall have full voting power. In the selection of alternates, the four selected from among the New York Manufacturers shall be selected in designated numerical order, and similarly the five alternates selected by members of the Industry outside of New York City shall be selected in definite designated numerical order, so that in each case alternates will be known as alternates 1, 2, 3, and 4 from among manufacturers located in New York City, and alternates 1, 2, 3, 4 and 5 from among alternates selected by out of New York City Manufacturers. Whenever the Executive Director, or other proper official, shall prior to a regular or special meeting of the Code Authority, determine that any member or members will not be able to attend, the said Executive Director, or other proper official with respect to each group represented on the Code Authority, shall notify alternates in their respective numerical order, the purpose of said call being to insure full representation at any such meeting for the respective groups constituting the Code Authority.

Approved Code No. 363—Amendment No. 6.
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